

Yehouda Harpaz
129 Combe Road
Cambridge CB1 3QQ
United Kingdom
Home Phone +44 1223 513655
Email yeh@maido.com

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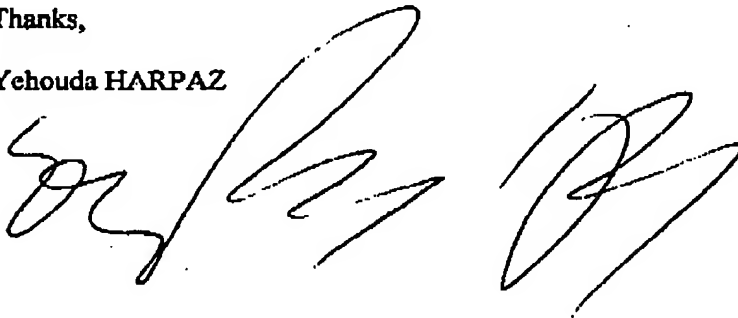
Re: Application No. 10/031,776 - resubmission of supplemental appeal brief: missing pages.

Dear Sir/Madam,

On 27 Oct 2005 I sent you fax containing a re-submission of the supplemental appeal brief for Application No. 10/031,776 (the fax is dated 26 Oct 2005). However, during the transmission the last page of the fax was missed, and the penultimate page (p.21) was distorted. I therefore attach these two pages. The first attached page replaces p.21 of the 27 Oct 2005 fax, and the second attached page should be added to the end of the 27 Oct 2005 fax.

Thanks,

Yehouda HARPAZ



9. Appendix - Evidence

Below is a copy of a terminal disclaimer with respect to Harpaz 6,568,683. There are no other relevant evidence.

3714

PTO-0535 (05-07)

Approved for use through 07/31/2005, OMB 0591-0031
U.S. Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE

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TERMINAL DISCLAIMER TO OBVIATE A DOUBLE PATENTING REJECTION OVER A "PRIOR" PATENT

Docket Number (Optional)

In re Application of:
Application No.: 10031776
Filed: 01/23/2002
For: Gemma Grid Board

The owner, Yehouda HARPAZ, of 100 percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application which would extend beyond the expiration date of the full statutory term prior patent No. 6,568,683, as the term of said prior patent is defined in 35 U.S.C. 154 and 173, and as the term of said prior patent is presently shortened by any terminal disclaimer. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, the owner does not disclaim the terminal part of the term of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 and 173 of the prior patent, "as the term of said prior patent is presently shortened by any terminal disclaimer," in the event that said prior patent later:

- expires for failure to pay a maintenance fee;
- is held unenforceable;
- is found invalid by a court of competent jurisdiction;
- is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321;
- has all claims canceled by a reexamination certificate;
- is reissued; or
- is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

Check either box 1 or 2 below, if appropriate.

1. ☐ For submission on behalf of a business/organization (e.g., corporation, partnership, university, government agency, etc.), the undersigned is empowered to act on behalf of the business/organization.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

2. ☐ The undersigned is an attorney or agent of record. Reg. No. _____

Signature: [Signature] Date: 07/05/2005

Yehouda HARPAZ
Typed or printed name

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01 FC12814 65.00 0P

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Telephone Number

☒ Terminal disclaimer fee under 37 CFR 1.20(d) included.

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2638.

*Statement under 37 CFR 3.73(b) is required if terminal disclaimer is signed by the assignee (owner).
Form PTO/3896 may be used for making this certification. See MPEP § 324.

This collection of information is required by 37 CFR 1.321. The information is required to obtain or retain a benefit by the public which is to be (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is approved by type 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. There will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1420, Alexandria, VA 22303-1420. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1420, Alexandria, VA 22313-1420.

If you need assistance in completing the form, call 1-800-PTO-0198 and select option 2.

10. *Appendix - Related proceedings*

Not applicable.